



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

0930
3/15/02
P.4
#3

Applicant: Joseph DeSouza
Title: Adjustable Gate Hinge and Latch, and System
Serial No.: Not yet available. 10037248
Filing Date: November 7, 2001
Attorney Docket No.: 32086US1

TRANSMITTAL LETTER

Commissioner For Patents
Box PG Pub
Washington, DC 20231

Sir:

Enclosed herewith is a Request to Rescind Previous Nonpublication Request 35 U.S.C. 122(b)(2)(B)(ii) for the above-referenced patent application. You will note that the serial number has not been filled in on the Request nor on this Transmittal Letter. Applicant's undersigned attorney is unable to provide the serial number assigned to this case at this time since neither the self-addressed, postage prepaid return receipt

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box PG Pub, Washington, DC 20231 on the date indicated below.

James M. Moore

Name of Attorney for Applicant

12/26/01

Date

Signature of Attorney

post card filed with the application nor the official filing receipt have been received yet.

We attempted to ascertain the serial number assigned to this application by speaking with Monica Young at the Patent Office today at 703-308-1202. Ms. Young's check of patent applications in the Patent Office computer system did not yet show an application filed under the Express Mail label number which this case was filed under. Ms. Young said that this is probably due to the backlog of Express Mail packages currently being processed by the Patent Office and that she would have no way of finding the serial number assigned to this application until after the Express Mail package containing our application is processed.

We also called the Patent Office Legal Department today at 703-308-6906, but no one was available to take our call. We left a message for a representative to call us back regarding this situation, but as of the filing of this communication, we have not received a return call.

We are filing this transmittal letter and Request to Rescind Previous Nonpublication Request 35 U.S.C. 122(b)(2)(B)(ii) in an envelope with sufficient postage as first class mail in an envelope addressed as shown in the Certificate of Mailing or Transmission on the enclosed Request and the Certificate of Mailing on this Transmittal Letter in order to meet the requirement to file this Request no later than 45 days after the date of filing of a foreign application corresponding to this application.

Once the serial number assigned to this application becomes available, the undersigned attorney will file a further communication providing the serial number and attaching copies of this Transmittal Letter and the accompanying Request.

If any further information is required, please advise the undersigned attorney.

If any fees are required by this communication, please charge such fees to our Deposit Account No. 16-0820, Order No. 32086US1.

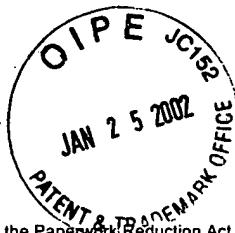
Respectfully submitted,

PEARNE & GORDON LLP

By 
James M. Moore, Reg. No. 32923

526 Superior Avenue East
Suite 1200
Cleveland, OH 44114-1484
(216) 579-1700

Date: December 28, 2001



PTO/SB/36 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST TO RESCIND PREVIOUS
NONPUBLICATION REQUEST
35 U.S.C. 122(b)(2)(B)(ii)**

| | |
|----------------------|---|
| Application Number | |
| Filing Date | November 7, 2001 |
| First Named Inventor | Joseph DeSouza |
| Title | Adjustable Gate Hinge and Latch, and System |
| Atty Docket Number | 32086US1 |
| Group Art Unit | |
| Examiner | |

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

December 28, 2001

Date

Signature

James M. Moore

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) if this rescission is filed no later than forty-five days (45) days after the date of filing of such foreign or international application. See 37 CFR 1.137(f) if a notice of subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) is not filed within forty-five days (45) days after the date of filing of the foreign or international application.

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box PG Pub, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type) James M. Moore

Signature

Date December 28, 2001

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.